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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/088,949	03/21/2002	Anna Petrovskaya	514592000100	4729
25226	7590	08/11/2005	EXAMINER	
MORRISON & FOERSTER LLP 755 PAGE MILL RD PALO ALTO, CA 94304-1018			LIM, KRISNA	
			ART UNIT	PAPER NUMBER
			2153	

DATE MAILED: 08/11/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/088,949

Applicant(s)

PETROVSKAYA, ANNA

Examiner

Krisna Lim

Art Unit

2153

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 21 March 2002.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-35 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-35 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

1. Claims 1-35 are presented for examination.
2. Claims 1-35 are rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

It is unclear what kind of a process that the applicant is talking about. Is it the execution process or is it the coordinate process. The preamble is dealing with a system to coordinate the execution but the body of the claimed has nothing to do with the coordination. Moreover, it is unclear what the applicant really means by "to effectuate a process" because it is unclear what kind of process it is and it is unclear relative to what that this process is effectuated. The bottom line the claimed language is not understood.

3. The following is a quotation of 35 U.S.C. § 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claims 1-35 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Brandt et al. [U.S. Patent No. 5,892,905].
5. Brandt et al. disclosed (e.g., see Figs. 1-10) the invention substantially as claimed. Taking claim 1 as an exemplary claim, the reference disclosed a system (100, 200, 300, 400) to coordinate the execution of a plurality of separate target computer (client station) system to effectuate process, the system comprising:
 - a) a core system for receiving a request by a user (e.g., see 621 of Fig. 6, Input of the web client 831 of Fig. 8) to effectuate the process (e.g., see

- the execution process of Figs. 6-8), the request including user data (e.g., user ID) upon which it is desired to effectuate the process and an indication of an action (e.g., key) corresponding to the process; ad
- b) the core system further including a centralized execution controller (e.g., web server application) that controls and coordinate execution of the target computer systems (software applications) based on the user data and execution rules corresponding to the indicative, thereby accomplishing effectuation of the process.

6. As to paragraphs 2 and 5 above, it is axiomatic that claims are given their broadest reasonable interpretation. Based upon the broad definition of the terms "request by user", "effectuate process", "user data", "indication of an action", "centralized execution controller) and "target computer systems" "attributes" set forth in the last paragraph, Examiner interprets that the claimed "request by user", "effectuate process", "user data", "indication of an action", "centralized execution controller) and "target computer systems" are obviously equivalent to aforesaid "input of the web client", "the execution process", "user ID", "key", "web server application" and "software applications" respectively. Thus, it would have been obvious to one of ordinary skilled in the art at the time the invention was made to recognize that Brandt et al. obviously taught the system as claimed.

7. As to claim 2, Brand et al. further disclosed that the target computer systems do not communicate with each other about the execution thereof (e.g., see a separation of the software application 1 and the software application 2 of fig. 6).

8. As to claim 3, Brand et al. further disclosed the authentication of the user in order to determine the whether or not the user is authorized for the process (e.g., see 623 of fig. 6, col. 8).

9. As to claim 4, Brand et al. further disclosed the execution of the target computer systems (software applications) is monitored and their results are logged (e.g., see 620 of Fig. 6 and monitoring steps of Figs. 7-9).

10. As to claims 5-9, Brand et al. further disclosed the core system to includes a memory (e.g., a user library of Fig. 6, template library of Fig. 7) that holds a state of execution (I and S variables of Fig. 7) of the target computer systems (software applications) based on the execution states and execution rules, and a configurator (e.g., client workstation 210) includes means for creating a user interface (Web browsers of Figs. 1-4).

11. As to claims 19-23, Brand et al. further disclosed the system operations (e.g., see Figs. 6-9) are based on data object (template) that includes job order (550 of Fig. 5), actions (functions 532 of Fig. 5), user interface (browser) and user interface component templates (e.g., see Templates of Figs. 5-9).

12. Claims 11-18 and 25-35 are similar in scope as of claims 1-9 and 19-23, and therefore claims 11-18 and 25-35 are rejected for the same reasons set forth above for claims 1-9 and 19-23.

13. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

The references are cited in the Form PTO-892 for the applicant's review.

A shortened statutory period for response to this action is set to expire 3 (three) months and 0 (zero) days from the mail date of this letter. Failure to respond within the period for response will result in **ABANDONMENT** of the application (see 35 U.S.C 133, M.P.E.P 710.02, 710.02(b)).

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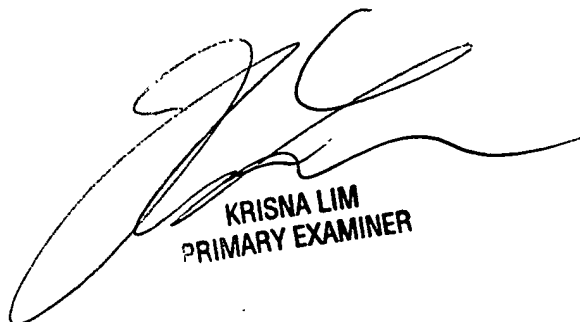
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Krisna Lim whose telephone number is 571-272-3956 the examiner can normally be reached on Monday to Wednesday and Friday from 7:30 AM to 4:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Glenton Burgess, can be reached on 571-272-3949. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

KI

August 5, 2005



KRISNA LIM
PRIMARY EXAMINER